

ORDINANCE # 2003.22

**CITY OF NEWTON
NEWTON, NORTH CAROLINA**

**SCHEDULE RS
RESIDENTIAL SERVICE**

AVAILABILITY

Available only to residential customers in residences, condominiums, mobile homes, or individually-metered apartments which provide independent and permanent facilities complete for living, sleeping, eating, cooking, and sanitation.

TYPE OF SERVICE

The City will furnish 60 Hertz service through one meter, at one delivery point, at one of the following approximate voltages where available:

Single phase, 120/240 volts; or
3 phase, 208Y/120 volts; or other available voltages at the City's option.

Motors in excess of 2 H.P., frequently started, or arranged for automatic control, must be of a type to take the minimum starting current and must be equipped with controlling devices approved by the City.

Three phase service will be supplied, if available. Where three-phase service is supplied through the same meter, it will be billed on the rate below. Where three phase service is supplied through a separate meter, it will be billed on the applicable General Service schedule.

RATE:

I. Basic Facilities Charge per month	\$8.62
II. Energy Charges	
For the first 350 kWh used per month, per kWh	7.2880 cents per kWh
For the next 950 kWh used per month, per kWh	8.1914 cents per kWh
For all over 1300 kWh used per month, per kWh	7.3733 cents per kWh

PAYMENT

All bills are due and payable when rendered. However, each customer has twenty days from the billing date to remit payment in full without penalty. If any balance is remaining after the twenty days from the billing date, he/she or they shall incur a late penalty of 1 1/2% of the unpaid balance or \$5.00 whichever is greater. The minimum late penalty to be assessed shall be \$5.00. The customer shall have ten additional days to remit payment or have services involuntarily terminated for non-payment.

Effective for service rendered on and after July 1, 2003

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE #2003.21

CITY OF NEWTON
NEWTON, NORTH CAROLINA

SCHEDULE RE
RESIDENTIAL SERVICE-ENERGY EFFICIENT

AVAILABILITY

Available only to residential customers in residences, condominiums, mobile homes, or individually-metered apartments which provide independent and permanent facilities complete for living, sleeping, eating, cooking, and sanitation. In addition, all energy required for all water heating, cooking, clothes drying, and environmental space conditioning must be supplied electrically, and all electric energy used in such dwelling must be recorded through a single meter.

To qualify for service under this Schedule, the environmental space conditioning system and a separate electric water heater must be permanently installed in accordance with sound engineering practices and the manufacturer=s recommendations and both shall meet the requirements shown under Requirements below.

TYPE OF SERVICE

The City will furnish 60 Hertz service through one meter, at on delivery point, at one of the following approximate voltages where available:

Single phase, 120/240 volts; or
3 phase, 208Y/120 volts; or other available voltages at the City=s option.

Motors in excess of 2 H.P., frequently started, or arranged for automatic control, must be of a type to take the minimum starting current and must be equipped with controlling devices approved by the City.

Three phase service will be supplied, if available. Where three-phase and single-phase service is supplied through the same meter, it will be billed on the rate below. Where three-phase service is supplied through a separate meter, it will be billed on the applicable General Service schedule.

RATE:

I. Basic Facilities Charge per month	\$8.62
II. Energy Charges	
For the first 350 kWh used per month, per kWh	7.2008 cents
For the next 950 kWh used per month, per kWh	7.3156 cents
For all over 1300 kWh used per month, per kWh	6.9257 cents

per kWh

REQUIREMENTS

A. An electric water heater meeting the specifications set for the below must be installed and used to supply the entire water heating requirements, except that which may be supplied by non-fossil sources such as solar.

1. Water heaters shall be of the automatic insulated storage type, of not less than 30-gallon capacity, and may be equipped with a lower element and an upper element.
2. Water heaters having only a lower element may have wattages up to but not exceeding the wattages shown below for various tank capacities.

Tank Capacity	Maximum Single	
	<u>In gallons</u>	
<u>Element Wattage</u>		
30- 39	4500	
50-119	5500	
120 and larger		Special

Approval

3. The total wattage of the elements in a water heater with a lower element and an upper element may not exceed the specific wattages above unless the water heater has interlocking thermostats to prevent simultaneous operation of the two elements such that the maximum wattage is not exceeded during operation.

B. Electric space conditioning meeting the specifications set forth below must be installed and used to apply the entire space conditioning requirements, except that which may be supplied by supplemental non-fossil sources such as solar.

1. Room type systems shall be controlled by individual room thermostats.
2. Heat pumps shall be controlled by two-stage heating thermostats, the first stage controlling compressor operation and the second stage controlling all auxiliary resistance heaters. Auxiliary heaters shall be limited to 48 amps (11.5 KW at 240 volts) each and shall be switched so that the energizing of each successive heater is controlled by a separate adjustable outdoor thermostat. A manual switch for by-pass if the first stage and the interlock of the second stage of the heating thermostat will be permitted.
3. Excess heating capacity (15% more than total calculated heat losses) may be disconnected at the option of the City.
4. Total heat loss shall not exceed 30 BTUH (at 60 degrees F. temperature differential) per square foot of net heated area.

City's procedure for calculating heat loss or the current edition of ASHRAE(American Society of Heating, Refrigerating, and Air Conditioning Engineers) Guide shall be the source for heat loss calculations. Duct and pipe losses shall be included in the computation of total heat losses.

5. Ceilings shall have insulation installed having a minimum thermal resistance value of R-19.
6. Walls exposed to full temperature differential (TD) or unconditioned area shall have a minimum total resistance of R-16.
7. Floors over crawl space shall have insulation installed with a minimum resistance value of R-19.
8. Concrete slab floors shall have insulation installed having a minimum resistance value of R-6.
9. Windows shall be insulated glass or storm windows.

10. Doors exposed to full TD shall be weatherstripped and equipped with storm doors or of the insulated type. Other doors exposed to unconditioned areas must be weatherstripped.

11. Attic ventilation or ceiling vapor barrier, in lieu of free area, may be used where necessary, subject to special approval.

12. Chimney flues and fireplaces must have tightfitting dampers.

13. Central air conditioning systems installed in residences for which construction is started on or after June 1, 1993 (or new central air conditioning systems installed in existing residences after June 1 1993) must have a Seasonal Energy Efficiency Ratio (SEER) of 11 or more (10.5 or more SEER for package systems).

Billing of service under this schedule will begin after the Customer has notified the City that qualifications for Schedule RE have been met and the City has inspected the premises for compliance with the requirements above. The City at all reasonable times shall have the right to periodically inspect the premises of the Customer for compliance with the Requirements, subsequent to the initial inspection.

PAYMENT

All bills are due and payable when rendered. However, each customer has twenty days from the billing date to remit payment in full without penalty. If any balance is remaining after the twenty days from the billing date, he/she or they shall incur a late penalty of 1 1/2% of the unpaid balance or \$5.00 whichever is greater. The minimum late penalty to be assessed shall be \$5.00. The customer shall have ten additional days to remit payment or have services involuntarily terminated for non-payment.

CONTRACT PERIOD

The original terms of this contract shall be one year, and thereafter until terminated by either party on thirty days' written notice.

Effective for service rendered on and after July 1, 2003

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

CITY OF NEWTON

2003 - 2004 FEES & CHARGES

A. Dumpster and Tipping Fees.

Number of Pickups per Week	Four Yard		Six Yard		Eight Yard	
	Collec- tion	Tip Fee	Collec- tion	Tip Fee	Collec- tion	Tip Fee
1	\$24.00	\$23.25	\$31.20	\$34.88	\$38.40	\$46.50
2	\$42.00	\$46.50	\$54.60	\$69.75	\$67.20	\$93.00
3	\$66.00	\$69.75	\$85.80	\$104.63	\$105.60	\$139.50
4	\$90.00	\$93.00	\$117.00	\$139.50	\$144.00	\$186.00
5	\$114.00	\$116.25	\$148.20	\$174.38	\$182.40	\$232.50
Extra Collection w/o Cardboard	\$9.60	\$9.30	\$12.48	\$13.95	\$15.36	\$18.60
Extra Collection w/ Cardboard	\$9.60	\$27.90	\$12.48	\$41.85	\$15.36	\$55.80

C The fees shown separate the tipping fees from the collection service.

C Tipping fees are charged to the City of Newton from Catawba County and are subject to change.

C Triple tipping fees will be charged to accounts which do not recycle their cardboard.

Cardboard Collection Fee Rate	Charge per month
1 Cubic Yard or Less	\$0
1 to 2 Cubic Yards	\$3
2 to 3 Cubic Yards	\$5
3 to 4 Cubic Yards	\$7
4 to 5 Cubic Yards	\$8
5 to 6 Cubic Yards	\$10
6 to 7 Cubic Yards	\$12
7 to 8 Cubic Yards	\$15
8 to 9 Cubic Yards	\$20
9 to 10 Cubic Yards	\$25
Over 10 Cubic Yards	\$30

Cost

B. Street Cleaning cost plus 15%

C. Lot Cleaning cost plus 15%

D. *Assessments:

Paving
Paving with curb & gutter
Adding curb and gutter
Sidewalk
Water

Sewer

*Assessments are based upon actual cost of project.

E. Brush pick-up:

One pick-up truck bed per week per residence will be collected without charge. Additional brush will be collected at the rate of \$25.00 for each 30 minutes (or fraction thereof) of work done by City crews or crews contracted by the City if more than one load of brush is collected per week per residence.

\$25.00 will be charged for each 30 minutes (or fraction thereof) of work done by City crews or crews contracted by the City to collect brush if the brush is placed at the curb by a contractor.

Any contractor who operates inside the City Limits of Newton without the proper permit or in violation of the most current Brush Policy shall be subject to a fine of \$100 per violation. The contractor's permit may also be revoked at the discretion of the Director of Public Works.

A \$25.00 annual fee will be charged for issuance or renewal of the tree trimming permit.

SALE OF LEAF BAGS

\$1.00 - 10 BAGS

The charge for leaf bags is subject to change due to circumstances at the landfill and costs associated with service.

POLICE DEPARTMENT

	<u>Present Cost</u>
A. Police Report	No charge
B. Finger Printing (for other agencies)	10.00
C. Violations of Motor Vehicles and Traffic Ord.	5.00
Parking Over Allowed Time	5.00
Parking 25 feet of Street Corner	5.00
Parking on left side of curb	5.00
Double Parking	5.00
Obstructing Traffic	5.00
Illegal use of Loading Zones, Bus Stops, and Taxi Stands	5.00
Parking at Entrance to Alley or Driveway	5.00
Parking more than 12" from curb	5.00
Parking in a non-parking space	5.00
Parking over white lines	5.00
Parking 15 ft. of fire hydrant	5.00
Parking on Sidewalk	5.00
Parking in Handicap Space	50.00
Parking in or otherwise obstructing marked fire lanes except for unload-	

ing supplies or merchandise temporarily in a shopping center or mall parking lot while attended. 10.00
 ("Fire Inspectors are authorized to issue citations for violation of this provision while on duty.")

PLANNING/CODE ENFORCEMENT/GIS

A.	Rezoning Application	\$150.00
B.	Petition for Text Amendment	\$150.00
C.	Application for Variance	\$150.00
D.	Application for Appeal/Interpretation	\$150.00
E.	Application for Special Use Permit	\$150.00
F.	Application for Planned Development	\$150.00
G.	Zoning Clearance Permit (listed below)	
H.	Print Copies (per sheet)	5.00
I.	Zoning Atlas Copies (per sheet)	5.00
J.	Subdivision Approval Application	Minor Plat - 4 lots or less - \$55 + \$10 PER LOT Major Plat - Preliminary \$125 + \$3 PER LOT Final Approval - \$75 + \$2 PER LOT
K.	Photo Copies	.05 per sheet
L.	Certificate of Occupancy -	25.00
M.	Temporary sign bond	50.00

N. ZONING CLEARANCE PERMITS

	<u>Single & Two Family Res.</u>	<u>Multi-Fam Res.</u>	<u>Commercial</u>	<u>Indus.</u>	<u>Non- Profit</u>
New Const.	15	30	30	30	30
Mfg. Home	15				
Alter/Remodel (No Plans)	5	5	10	10	10
Alter/Remodel (Plans)	10	25	25	25	25
Sign#	10	10	15	15	15
Accessory	10	10	15	15	15
Addition	15	30	30	30	30

Plumbing (No Plans)	(No permit required)	5	5	5	5
Plumbing (Plans)	(No permit required)	10	10	10	10
Electrical (No Plans)	(No permit required)	5	5	5	5
Electrical (Plans)	(No permit required)	10	10	10	10
Mechanical (No Plans)	(No permit required)	5	5	5	5
Mechanical (Plans)	(No permit required)	10	10	10	10
Demolition	5	10	10	10	10
Moving of Structure*	10	10	10	10	10

* Plus bond posted in accordance with State Building Code.

Plus waiver of liability for subdivision signs.

O. DIGITAL DATA PRICING SCHEDULE

NON-COMMERCIAL PRICING

One County Wide Layer Cost	\$24,780	(1239 Tiles)
Entire Countour Layer Cost	\$18,940	(947 Tiles)
1-50 Tiles	\$70	
51-500 Tiles	\$50	
501-1239 Tiles	\$20	

COMMERCIAL PRICING

One County Wide Layer Cost	\$49,560	(1239 Tiles)
Entire Countour Layer Cost	\$37,880	(947 Tiles)
1-50 Tiles	\$90	
51-500 Tiles	\$70	
501-1239 Tiles	\$40	

Pricing does not include the cost of magnetic media.

"Commercial" refers to any entity that wishes to purchase data for the purpose of resale.

P. SOIL EROSION SEDIMENTATION CONTROL PROGRAM FEES - LAND DISTURBING PERMITS

Site 20,001 sq. ft. up to 43,559 sq. ft.	\$ 25.00
Site 43,560 sq. ft.	\$ 100.00
Additional Fee Per Additional 1/2 acre - rounded to nearest 1/2 acre (21,780)	\$ 25.00

Duplicate W-2's	\$3.00
Photo Copies	\$.05

FINANCE DEPARTMENT

1. Miscellaneous Fees:

Computer printout, per page	\$.25
Duplicate utility bill	1.00
Duplicate miscellaneous bill	1.00
Duplicate 1099's	3.00
Utility Account History (undisputed), per account	2.00
Returned Check, each check, each time presented for payment	20.00

2. Service Charges:

	Weekdays 8:00 a.m., to 5:00 p.m.	After 5:00 p.m., and holidays/weekends
Connect Electric Service	\$10.00	\$50.00 (*)
Connect Water Service	10.00	50.00 (*)
Restore service, delinquent	15.00	N/A
Administrative After Hours Charge	N/A	50.00
Interrupt service @ pole or transformer, delinquent	Actual Cost	Actual Cost
Restore service @ pole or transformer, delinquent	Actual Cost	Actual Cost
Meter testing: Single phase	15.00	N/A
Three phase	25.00	N/A
Late fees	Greater of \$5.00 or 1 1/2% of unpaid balance.	
Meter tampering, each meter	50.00	50.00
Temporary electric service and/ or utility pole	25.00	N/A

(*) Administrative After Hours Charge, charged for any after normal business hours service.

3. Customer Deposits:

a. Residential	Inside		Outside	
	<u>Electric</u>	<u>Water & Sewer</u>	<u>Electric</u>	<u>Water & Sewer</u>
Homeowners:	Exempt	Exempt	Exempt	Exempt
Renters:	*\$100.00	*\$35.00	*\$100.00	*\$50.00
Mobile Homes:	*\$100.00	*\$35.00	*\$100.00	*\$50.00
	**Exempt if own home & lot.		**Exempt if own home & lot.	

*The sum of the two (2) deposits shall not exceed \$135.00 for inside and \$150.00 for outside.

**Considered home owner if own both mobile home and lot. Considered renter if just own mobile home.

Customer Deposit Alternatives: Any applicant who must pay a deposit for utility service may:

- a. Supply a letter of credit demonstrating good credit with another electric, water and/or sewer utility providing the same type of services being requested. Example: Customer requesting Electric, Water, and Sewer services can not use a letter of credit from a water utility only to satisfy deposit requirements.
- b. Have a guarantee agreement signed by a current City utility customer who has good credit with the City. The guarantor will be responsible for an amount up to the amount of the deposit, if the customer does not pay its bill. The guarantor will be notified by the City of an impending disconnection. Additionally, Grantor must have same type of services with the City that he/she is guaranteeing. If Grantor does not have electric service, he/she can not guarantee such services. Further, Grantor will be limited to two (2) active guarantees at any one time.

The agreement will remain in effect for three (3) years from the date of agreement unless the applicant establishes "good credit" (as defined elsewhere in this policy) with the City of Newton. Should the applicant fail to establish "good credit" at the end of the three (3) years, he/she or they must place an appropriate cash deposit. Further, a minimum of twelve (12) billing months is required for the applicant to establish "good credit" with the City of Newton.

- c. Any applicant who must pay a deposit may show that he/she is a utility customer with good credit.
- b. Commercial and Industrial:

	Inside		Outside	
	<u>Electric</u>	<u>Water/Sewer</u>	<u>Electric</u>	<u>Water & Sewer</u>
Commercial	***\$100.00 or 2/12 of history, which ever is greater.	***\$35.00 or 2/12 of history, which ever is greater.	***\$100.00 or 2/12 of history, which ever is greater.	***\$50.00 or 2/12 of history, which ever is greater.
Industrial	Based on estimated usage as supplied by customer, all services.			

***Based on prior usage at service location.

4. Adequate Assurance:

Two months of actual billing as indicated on pre-bankruptcy account history.

5. Good Credit defined:

Residential:	No more than two (2) late payments, no bad checks and disconnections in the most recent 12 month period.
Commercial:	No more than two (2) late payments, no bad checks and disconnections in the most recent 24 month period.
Industrial:	No more than two (2) late payments, no bad checks and disconnections in the most recent 24 month period.

Security Light Costs - Per Month

150 HP Sodium	9.18
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Power flood 154:

250 HP Sodium	14.86
250 Metal Halide	14.86

Power flood:

400 Sodium PF	17.65
400 Metal Halide	17.65

Cobra Head:

150 Sodium	13.39
250 Sodium	15.05
400 Sodium	17.90

ADMINISTRATIVE / MISCELLANEOUS

- | | | |
|----|--|---|
| A. | Use of Community Room (and kitchen)
Commercial or Non-Commercial | \$50.00 + \$25 clean-up/
damage deposit. |
| B. | Groups contracting with Board for use of
Community Room and Kitchen | \$25.00 per use |
| C. | Xerox copies of documents | .05 per page |
| D. | Cemetery Lots
Resident
Non-Resident | \$250.00 cash
\$500.00 cash |
| E. | A minimum fee of \$10.00 per personnel hour (or the actual cost if greater), in excess of ONE (1) hour, for staff time and overhead for the research, retrieval, assembling and organizing of documents in response to a valid request for copies of public records. This charge is in addition to the basic charge for copying of documents set forth elsewhere in this Schedule of Fees and Charges. | |
| F. | A \$50.00 fee charged for all applications for assessment petitions. (FEE TO BE REFUNDED IF PROJECT IS APPROVED BY THE BOA.) | |
| G. | Rent for leased parking spaces - \$10.00 per month. | |

CONNECTION FEES AND RELATED

All connection type fees shall be paid in advance. In those cases where the fee is determined by materials used and/or work performed, an advance deposit of the estimated cost as determined by the City is required.

- | | | |
|----|---|-----------|
| A. | Electrical Service Connection:
All new electrical connections
residential, commercial, and
industrial (overhead) | No Charge |
|----|---|-----------|

New underground service (over
50') from pole \$2.00 per ft.

Any existing overhead service
changed to underground service
from pole \$2.00 per ft.

B. Sale and Disposition of surplus utility poles and crossarms

1. \$.50 per usable foot of surplus utility poles
2. \$.50 each for surplus crossarms

These materials would be surplus by means of replacement due to repairs or age. An example would be an automobile accident wherein a 35' pole is damaged. There might possibly be as much as 20 to 25 feet of usable pole left. At present, all damaged poles and/or crossarms are stored at the Public Works Facility. These materials are an asset and should be treated accordingly and disposed of in a manner to show where the asset went and any cost recouped.

C. Water Tap Fees

Tap Size	Inside City Limits	Outside City Limits
3/4"	\$ 600	\$ 900

Water Tap Fees

Tap Size	Inside City Limits	Outside City Limits
1"	\$ 1,000	\$ 1,500
2"	\$ 2,000	\$ 3,000
6"	\$ 6,000	\$ 9,000
8"	\$10,000	\$15,000

This cost will be charged whether a water tap is already available or not.

D. Sewer Tap Fees

Tap Size	Inside City Limits	Outside City Limits
4"	\$ 450	\$ 675
6"	\$ 650	\$ 975
8"	\$ 1,000	\$ 1,500

This cost will be charged whether a sewer tap is already available or not.

- E. Flow will be monitored by:
- (A) water meter or
 - (B) sewer flow meter

- F. Flow will be monitored by:

(A) water meter

G. Special Utility Charges:

1.	High Strength Charges	
	Monitoring Analysis	\$400.00
	BOD over 300 mg/l	.1946/lb.
	COD over 750 mg/l	.0375/lb.
	TSS over 250 mg/l	.1329/lb.
	TKN over 40 mg/l	1.795/lb.
2.	Monitoring Analysis Charges	
	Conventional Pollutant sample	\$150.00
	Metals Analysis	\$100.00
	Auto Sampler/Day	\$ 50.00
	Total Kjeldahl Nitrogen	\$ 50.00
	Oil & Grease	\$ 50.00
	High Strength Monitoring	\$400.00

Monitoring Charges

24 Hr. Composite Sampling	\$40.00
BOD (Biochemical Oxygen Demand)	30.00
COD (Chemical Oxygen Demand)	20.00
TSS (Total Suspended Solids)	10.00
TS (Total Solids)	12.00
(NH3) Ammonia Nitrogen	20.00
Coliform, Membrane Filter	20.00
TKN (Total Kjeldahl Nitrogen)	25.00
Nitrate - Nitrite Nitrogen	17.00
Nitrate Nitrogen	17.00
Total Phosphorus	20.00
Oil & Grease	25.00
pH	5.00
Temp	5.00
Dissolved Oxygen	10.00

Quarterly SIU Monitoring Charge

24 Hr. Composite Sampling	\$40.00
BOD	30.00
COD	20.00
TSS	12.00
NH3	20.00
TKN	25.00
pH Grab Sample	5.00
Temp Grab Sample	5.00

Metals

Cadmium	\$10.00
Copper	10.00
Chromium	10.00
Lead	10.00
Nickel	10.00
Zinc	10.00

Digestion	14.00
Filtration	20.00
Concentrations	20.00
Scheduled Monitoring 2/yr (with metals)	\$300.00
Unscheduled Monitor. 2/yr (w/out metals)	\$200.00

3. Permit/Sewer Use Applications (Non-Refundable)

Sewer Use Application And Renewal Based on sewer discharge max. 10,000 gal./day	\$ 20.00
Based on sewer discharge over 10,000 gal./day	\$100.00
S.I.U. Permit Applications And Modifications	\$500.00

4. Flow surcharges:

Surcharge on excessive flows (based on permitted flows)	
wastewater discharge	.05/gal./mo.
water consumption	.05/gal./mo.

The amount of surcharge imposed by reason of water consumption in excess of the permittee's water use permit shall not exceed Twelve Thousand Five Hundred (\$12,500.00) Dollars for the first violation of each permit. Surcharges for second and subsequent violations shall not be so limited. This limitation shall not in any way apply to surcharges for wastewater discharge.

5. Water fees - use of hydrants -
(charge for bulk water purchase
- tanker trucks, etc.)
5,000 gallons or less \$30.00 per load
more than 5,000 gallons as measured \$6/1,000 gallons

Water may be obtained only at a designated hydrant at the Newton Fire Department, West A Street, and under the supervision of the Fire Department personnel. Definition of "per load" constitutes a tanker with the capacity as indicated. Over 5,000 gallons will be measured by hydrant meter furnished by City.

6. Customer Service Charges

	<u>Inside</u>	<u>Outside</u>
Sewer	\$7.50 per month	\$12.50 per month
Water	\$7.50 per month	\$12.50 per month

- A. Tax Rate
- B. Water Rates
- C. Sewer Rates
- D. Electric Rates

ORDINANCE # 2003.25

City of Newton
Customer Loadside Generation Rate
Electric Rate Schedule CLG-1

Revised June 3, 2003

Availability:

Available only to new commercial or industrial loads which begin receiving service after January 1, 1999. The demand of the new load must equal or exceed 1000 kW at least three months of a twelve month period, and the customer must have signed an Agreement for the City to install a generator on its service under the City's customer loadside generation program.

Service under this Schedule shall be used solely by the contracting customer in a single enterprise, located entirely on a single contiguous site or premises.

This Schedule is not available for auxiliary or breakdown service and power delivered hereunder shall not be used for resale or exchange or in parallel with other electric power, or as a substitute for power contracted for or which may be contracted for under any other schedule of the City, except at the option of the City, under special terms and conditions expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary rights-of-ways, privileges, franchises, and permits for the delivery of such power, and the City shall not be liable to any customer or applicant for power in the event the City is delayed in, or is prevented from furnishing the power by its failure to secure and retain such rights-of-way, rights, privileges, franchises, and/or permits.

TYPE OF SERVICE

The City will furnish 60-Hertz service through one meter, at one delivery point, at one of the following approximate voltages where available:

3 phase, 208Y/120 volts, 480Y/277 volts; or
3 phase, 3 wire, 240, 480, or 2400 volts, or
3 phase 4160Y/2400, 12470Y/7200, or
3 phase voltages other than the foregoing, but only at the City's option, and provided that the size of the Customer's load and the duration of the Customer's contract warrants a substation solely to serve that Customer, and further provided that the Customer furnish suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the city's specifications, and a generator module and switchgear, if separate from the module.

The type of service supplied will depend upon the voltage available at or near the Customer's location. Prospective customers should ascertain the available voltage by inquiry at the office of the City before purchasing equipment.

Motors of less than 5 HP may be single-phase. All motors of more than 5

HP must be equipped with starting compensators and all motors of more than 25 HP must be of the slip ring type except that the City reserves the right, when in its opinion the installation would not be detrimental to the service of the City, to permit other types of motors.

MONTHLY RATE

A. Basic Facilities Charge	No Charge
B. Demand Charge:	No Charge
C. Energy Charges	
First 330 kWh per kW of Billing Demand	.04878 per kWh
All remaining	kWh
.02699 per kWh	

DEFINITION OF MONTH

The term month as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing, such readings being taken once a month.

DETERMINATION OF BILLING DEMAND

Billing demand shall be the maximum fifteen (15) minute integrated kW demand measured during the corresponding month of the customer=s billing, but not less than 500kW.

DETERMINATION OF ENERGY

The kWh of energy shall be the sum of all energy used during the current billing month as indicated by watt-hour meter readings.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer=s power requirements is less than 90 percent, the City may require the customer to make additions or improvements to its system to achieve a power factor of 90 percent. If the customer fails to improve its power factor to 90 percent within six months of the city=s request to do so, the city may, at its option, make additions to its system to correct for the customer=s low power factor and add an extra facilities charge to the customer=s monthly bill equal to 1.7 percent of the cost of such additions.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum original term of five (5) years, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter, by giving at least ninety (90) days prior notice of such termination in writing; but the City may require a contract for a longer original term of years where the requirement is justified by the circumstances.

SALES TAX

Applicable North Carolina sales tax shall be added to the customer's total

charges for each month, determined in accordance with the above electric rates.

Effective for all billing rendered after July 1, 2003.

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE #2003.20

CITY OF NEWTON
NEWTON, NORTH CAROLINA

SCHEDULE G
GENERAL SERVICE

AVAILABILITY

Available to the individual or business customer.

Service under this Schedule shall be used solely by the contracting Customer in a single enterprise, located entirely on a single contiguous premises.

This Schedule is not available to the individual who qualifies for a residential or industrial schedule not for auxiliary or breakdown service.

Power delivered under this schedule shall not be used for resale or exchange or in parallel with other electric power or as a substitute for power contracted for or which may be contracted expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary right of ways, privileges, franchises and permits, for the delivery of such power. The City shall not be liable to any customer or applicant for power in the event it is delayed in, or is prevented from, furnishing the power by its failure to secure and retain such rights-of-way, rights, privileges, franchise, and permits.

TYPE OF SERVICE

The City will furnish 60 Hertz service through one meter, at one delivery point, at one of the following approximate voltages, were available:

Single-phase, 120/240 volts; or
3- phase, 208Y/120 volts, 480Y/277 volts; or
3- phase, 3 wire, 240, 480, or 2300 volts, or
3- phase 4160Y/2400, 24940Y/14400 volts; or
3-phase voltages other than those listed above may be available at the City's option if the size of the Customer's contract warrants a substation solely to serve that Customer, and if the Customer furnishes suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the City's specifications.

The type of service supplied will depend upon the voltage available. Prospective customers should determine the available voltage by contacting the City's Electric Utilities Department before purchasing equipment.

Motors of less than 5 H.P. may be single-phase. All motors of more than 5 H.P. must be equipped with starting compensators. The City reserves the right, when in its opinion the installation would not be detrimental to the service of the Company, to permit other types of motors.

RATE:

I.	Basic Facilities Charge	\$
	11.58	
II.	Demand Charge	
	For the first 30 KW of Billing Demand per month	No Charge
	For all over 30 KW of Billing Demand per month	\$ 6.32 per K
III.	Energy Charge	
	For the first 3,000 kWh per month	
	10.2396 cents per kWh	
	For the next 9,000 kWh per month	
	5.3777 cents per kWh	
	For all over 12,000 kWh per month	
	4.8502 cents per kWh	

DEFINITION OF MONTH

The term month as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing. Readings are taken once a month at intervals of approximately thirty (30) days.

DETERMINATION OF BILLING DEMAND

The Billing Demand each month shall be the largest of the following:

1. The maximum integrated fifteen-minute demand in the previous 12 months including the month for which the bill is rendered.
Fifty percent (50%) of the Contract Demand
30 kilowatts (KW)

The City will install a permanent demand meter when the monthly usage of the Customer equals or exceeds 3,000 kWh per month, or when tests indicate a demand of 15 KW or more. The City may, at its option, install a demand meter for any customer served under this Schedule.

MINIMUM BILL

The minimum bill shall be the bill calculated on the Rate above including the Basic Facilities Charge, Demand Charge, and Energy Charge, but the bill shall not be less than the amount determined as shown below:

Monthly Minimum Bill

\$1.67 per KW per month of Contract Demand

If the Customer=s measured demand exceeds the Contract Demand, the City may, at any time, establish the minimum based on the maximum integrated demand in the previous 12 months including the month for which the bill is rendered, instead of the Contract Demand.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer=s power requirements is less than 85 percent, the City may correct the integrated demand in kilowatts for that month by multiplying by 85 percent and dividing by the average power factor in percent for that month.

PAYMENT

All bills are due and payable when rendered. However, each customer has twenty days from the billing date to remit payment in full without penalty. If any balance is remaining after the twenty days from the billing date, he/she or they shall incur a late penalty of 11/2% of the unpaid balance or \$5.00 which ever is greater. The minimum late penalty to be assessed shall be \$5.00. The customer shall have ten additional days to remit payment or have services involuntarily terminated for non-payment.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum original term of one (1) year, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter by giving at least sixty (60) days= previous notice of such termination in writing; but the City may require a contract for a longer original term of years where the requirement is justified by the circumstances.

Effective for service rendered on and after July 1, 2003

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE #2003.23

CITY OF NEWTON
NEWTON, NORTH CAROLINA

SCHEDULE I
INDUSTRIAL SERVICE

AVAILABILITY

Available only to establishments classified as Manufacturing Industries by the Standard Industrial Classification Manual published by the United States Government, and where more than 50% of the electric energy consumption of such establishment is used for its manufacturing processes.

Service under this Schedule shall be used solely by the contracting Customer in a single enterprise, located entirely on a single, contiguous premises.

This Schedule is not available for auxiliary or breakdown service. Power delivered under this schedule shall not be used for resale or exchange or in parallel with other electric power, or as a substitute for power contracted for or which may be contracted for, under any other schedule of the City, except at the option of the City, under special terms and conditions expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary rights-of-ways, privileges, franchises and permits, for the delivery of such power. The City shall not be liable to any customer or applicant for power in the event it is delayed in, or is prevented from furnishing the power by its failure secure and retain such rights-of-way, rights, privileges, franchise, and permits.

TYPE OF SERVICE

The City will furnish 60 Hertz service through one meter, at one delivery point, at one of the following approximate voltages, were available:

Single-phase, 120/240 volts; or
3- phase, 208Y/120 volts, 480Y/277 volts; or
3- phase, 3 wire, 240, 480, or 2300 volts, or
3- phase 4160Y/2400, 24940Y/14400 volts; or
3-phase voltages other than those listed above may be available at the City's option if the size of the Customer's contract warrants a substation solely to serve that Customer, and if the Customer furnishes suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the City's specifications.

The type of service supplied will depend upon the voltage available.

Prospective customers should determine the available voltage by contacting the City's Electric Utilities Department before purchasing equipment.

Motors of less than 5 H.P. may be single-phase. All motors of more than 5 H.P. must be equipped with starting compensators. The City reserves the right, when in its opinion the installation would not be detrimental to the service of the Company, to permit other types of motors.

RATE:

I. Basic Facilities Charge	\$17.85
II. Demand Charge	
For the first 30 KW of Billing Demand per month	No
Charge	
For all over 30 KW of Billing Demand per month	\$5.76
per KW	
III. Energy Charge	
For the first 3,000 kWh per month	10.1707
cents per kWh	
For the next 9,000 kWh per month	5.5613
cents per kWh	
For all over 12,000 kWh per month	4.8734
cents per kWh	

DEFINITION OF MONTH

The term month as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing. Readings are taken once a month at intervals of approximately thirty (30) days.

DETERMINATION OF BILLING DEMAND

The Billing Demand each month shall be the largest of the following:

1. The maximum integrated fifteen-minute demand in the previous 12 months including the month for which the bill is rendered.
Fifty percent (50%) of the Contract Demand
30 kilowatts (KW)

The City will install a permanent demand meter when the monthly usage of the Customer equals or exceeds 3,000 kWh per month, or when tests indicate a demand of 15 KW or more. The City may, at its option, install a demand meter for any customer served under this Schedule.

MINIMUM BILL

The minimum bill shall be the bill calculated on the Rate above including the Basic Facilities Charge, Demand Charge, and Energy Charge, but the

bill shall not be less than the amount determined as shown below:

Monthly Minimum Bill

\$1.67 per KW per month of Contract Demand

If the Customer's measured demand exceeds the Contract Demand, the City may, at any time, establish the minimum based on the maximum integrated demand in the previous 12 months including the month for which the bill is rendered, instead of the Contract Demand.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer's power requirements is less than 85 percent, the City may correct the integrated demand in kilowatts for that month by multiplying by 85 percent and dividing by the average power factor in percent for that month.

PAYMENT

All bills are due and payable when rendered. However, each customer has twenty days from the billing date to remit payment in full without penalty. If any balance is remaining after the twenty days from the billing date, he/she or they shall incur a late penalty of 1 1/2% of the unpaid balance or \$5.00 whichever is greater. The minimum late penalty to be assessed shall be \$5.00. The customer shall have ten additional days to remit payment or have services involuntarily terminated for non-payment.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum original term of one (1) year, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter by giving at least sixty (60) days' previous notice of such termination in writing; but the City may require a contract for a longer original term of years where the requirement is justified by the circumstances.

Effective for service rendered on and after July 1, 2003

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE # 2003.26

City of Newton
Coincident Peak Rate - 98 - 1
Electric Rate Schedule CP-98-1

Revised June 3 , 2003

AVAILABILITY:

Available only to new commercial or industrial loads which begin receiving service after July 1, 1998. The demand of the new load must equal or exceed 100 kW but be less than 500 kW during at least three months of a twelve-month period.

Service under this Schedule shall be used solely by the contracting customer in a single enterprise, located entirely on a single contiguous site or premises.

This Schedule is not available for auxiliary or breakdown service and power delivered hereunder shall not be used for resale or exchange or in parallel with other electric power, or as a substitute for power contracted for or which may be contracted for under any other schedule of the City, except at the option of the City, under special terms and conditions expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary rights-of-ways, privileges, franchises, and permits for the delivery of such power, and the City shall not be liable to any customer or applicant for power in the event the City is delayed in, or is prevented from furnishing the power by its failure to secure and retain such rights-of-way, rights, privileges, franchises, and/or permits.

TYPE OF SERVICE

The City will furnish 60-Hertz service through one meter, at one delivery point, at one of the following approximate voltages where available:

Single-phase, 120/240 volts; or
3 phase, 208Y/120 volts, 480Y/277 volts; or
3 phase, 3 wire, 240, 480, 575, or 2400 volts, or
3 phase 4160Y/2400, 12470Y/7200, or
3 phase voltages other than the foregoing, but only at the City=s option, and provided that the size of the Customers load and the duration of the Customer=s contract warrants a substation solely to serve that Customer, and further provided that the Customer furnish suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the city=s specifications.

The type of service supplied will depend upon the voltage available at or near the Customer=s location. Prospective customers should ascertain the available voltage by inquiry at the office of the City before purchasing equipment.

Schedule CP-98-1

Motors of less than 5 HP may be single-phase. All motors of more than 5 HP must be equipped with starting compensators and all motors of more than 25 HP must be of the slip ring type except that the City reserves the right, when in its opinion the installation would not be detrimental to the service of the City, to permit other types of motors.

MONTHLY RATE

A. Basic Facilities Charge		\$53.00
B. Demand Charge:		
Monthly Billing Demand		
Summer (June-Sept.)	\$19.05 per kW	
Winter (Oct.-May)	\$5.29 per kW	
Excess Demand (all months)	\$1.59 per kW	
C. Energy Charges		
First 438 kWh per CP kW of Billing Demand	\$0.03705 per kWh	
All remaining kWh	\$0.03383 per kWh	

DEFINITION OF AMONTH@

The term month as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing, such readings being taken once a month.

DETERMINATION OF BILLING DEMAND

Billing Demand:

Billing Demand shall be the average of the integrated clock hour kW demands measured during the hours of the On-Peak Period on the day identified as the Peak Management Day used by the North Carolina Power Municipal Power Agency Number 1 (NCMPA1) for wholesale billing purposes during the corresponding month of Customer=s billing.

On-Peak Periods:

On- peak periods are non-holiday weekdays during the following times:

June-September	2pm-6pm
December-February	7am-9am
All other months	7am-9am and 2pm-6pm

Holidays:

The following days of each calendar year are considered holidays: New Years Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday following Thanksgiving Day, and Christmas Day. In the event that any of the foregoing Holidays falls on a Saturday, the preceding Friday shall be deemed to be the Holiday. In the event any of the foregoing Holidays falls on a Sunday, the following Monday shall be deemed to be the Holiday.

Schedule CP-98-1

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Peak Management Days:

Peak Management Days are the days on which NCMPA1 notifies its Participants to activate their peak management programs during On-Peak periods. The Peak Management Day used to establish the city=s wholesale billing demand is the one Peak Management Day during the month on which NCMPA1 experienced the greatest average load (determined as the average of NCMPA1=s integrated hourly loads

during the hours of the On-Peak Period).

MINIMUM BILL

The minimum bill shall be the bill calculated on the Rate above including the Basic Facilities Charge, Demand Charge, and Energy Charge, but the bill shall not be less than the amount determined as shown below:

Monthly Minimum Bill

\$1.67 per KW per month of Contract Demand

If the Customer=s measured demand exceeds the Contract Demand, the City may, at any time, establish the minimum based on the maximum integrated demand in the previous 12 months including the month for which the bill is rendered, instead of the Contract Demand.

EXCESS DEMAND

Excess demand shall be the difference between the maximum integrated clock hour kW demand recorded during the current billing month and the Billing Demand for the same billing month.

NOTIFICATION BY CITY

The City will use diligent efforts to provide advance notice to the Customer of Peak Management Days if requested. However, the City does not guarantee that advance notice will be provided. Notification by the City will be provided to the Customer by direct telephone communications or automatic signal, as mutually agreed. The Customer will hold the City harmless in connection with its response to notification.

DETERMINATION OF ENERGY

The kWh of energy shall be the sum of all energy used during the current billing month as indicated by watt-hour meter readings.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer=s power requirements is less than

Schedule - CP-98-1

Page 4

90 percent, the City may correct the integrated demand in kilowatts for that month by multiplying by 90 percent and dividing by the average power factor in percent for that month.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum

original term of one (1) year, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter, by giving at least sixty (60) days prior notice of such termination in writing; but the City may require a contract for a longer

original term of years where the requirement is justified by the circumstances.

SALES TAX

Applicable North Carolina sales tax shall be added to the customer's total charges for each month, determined in accordance with the above electric rates.

Effective for service as rendered after July 1, 2003.

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE # 2003.27

City of Newton
Coincident Peak Rate - 98 - 2
Electric Rate Schedule CP-98-2

Revised June 3, 2003

AVAILABILITY

Available only to new commercial or industrial loads which begin receiving service after July 1, 1998. The demand of the new load must equal or exceed 500 kW but be less than 3,000 kW during at least three months of a twelve-month period.

Service under this Schedule shall be used solely by the contracting customer in a single enterprise, located entirely on a single contiguous site or premises.

This Schedule is not available for auxiliary or breakdown service and power delivered hereunder shall not be used for resale or exchange or in parallel with other electric power, or as a substitute for power contracted for or which may be contracted for under any other schedule of the City, except at the option of the City, under special terms and conditions expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary rights-of-ways, privileges, franchises, and permits for the delivery of such power, and the City shall not be liable to any customer or applicant for power in the event the City is delayed in, or is prevented from furnishing the power by its failure to secure and retain such rights-of-way, rights, privileges, franchises, and/or permits.

TYPE OF SERVICE

The City will furnish 60-Hertz service through one meter, at one delivery point, at one of the following approximate voltages where available:

Single-phase, 120/240 volts; or
3 phase, 208Y/120 volts, 480Y/277 volts; or
3 phase, 3 wire, 240, 480, 575, or 2400 volts, or
3 phase 4160Y/2400, 12470Y/7200, or
3 phase voltages other than the foregoing, but only at the City=s option, and provided that the size of the Customers load and the duration of the Customers contract warrants a substation solely to serve that Customer, and further provided that the Customer furnish suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the city=s specifications.

The type of service supplied will depend upon the voltage available at or near the Customer=s location. Prospective customers should ascertain the available voltage by inquiry at the office of the City before purchasing equipment.

Motors of less than 5 HP may be single-phase. All motors of more than 5 HP must be equipped with starting compensators and all motors of more than 25 HP

must be of the slip ring type except that the City reserves the right, when in its opinion the installation would not be detrimental to the service of the City, to permit other types of motors.

MONTHLY RATE

A. Basic Facilities Charge		\$265.00
B. Demand Charge:		
Monthly CP Demand		
Summer (June-Sept.)	\$ 18.52 per kW	
Winter (Oct.-May)	\$ 3.17 per kW	
Excess Demand (all months)	\$ 1.59 per kW	
C. Energy Charges		
First 438 kWh per CP kW of Billing Demand	\$0.03600 per kWh	
All remaining kWh	\$0.03176 per kWh	

DEFINITION OF AMONTH@

The term Amonth@ as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing, such readings being taken once a month.

DETERMINATION OF BILLING DEMAND

Billing Demand:

Billing Demand shall be the average of the integrated clock hour kW demands measured during the hours of the On-Peak Period on the day identified as the Peak Management Day used by the North Carolina Power Municipal Power Agency Number 1 (NCMPA1) for wholesale billing purposes during the corresponding month of Customer=s billing.

On-Peak Periods:

On- peak periods are non-holiday weekdays during the following times:

June-September	2pm-6pm
December-February	7am-9am
All other months	7am-9am and 2pm-6pm

Holidays:

The following days of each calendar year are considered holidays: New Years Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday following Thanksgiving Day, and Christmas Day. In the event that any of the foregoing Holidays falls on a Saturday, the preceding Friday shall be deemed to be the Holiday. In the event any of the foregoing Holidays falls on a Sunday, the following Monday shall be deemed to be the Holiday.

Peak Management Days:

Peak Management Days are the days on which NCMPA1 notifies its Participants to activate their peak management programs during On-Peak periods. The Peak Management Day used to establish the city=s wholesale billing demand is the one Peak Management Day during the month on which NCMPA1 experienced the greatest average load (determined as the average of NCMPA1=s integrated hourly loads during the hours of the On-Peak Period).

MINIMUM BILL

The minimum bill shall be the bill calculated on the Rate above including the Basic Facilities Charge, Demand Charge, and Energy Charge, but the bill shall not be less than the amount determined as shown below:

Monthly Minimum Bill

\$1.67 per KW per month of Contract Demand

If the Customer=s measured demand exceeds the Contract Demand, the City may, at any time, establish the minimum based on the maximum integrated demand in the previous 12 months including the month for which the bill is rendered, instead of the Contract Demand.

EXCESS DEMAND

Excess demand shall be the difference between the maximum integrated clock hour kW demand recorded during the current billing month and the Billing Demand for the same billing month.

NOTIFICATION BY CITY

The City will use diligent efforts to provide advance notice to the Customer of Peak Management Days if requested. However, the City does not guarantee that advance notice will be provided. Notification by the City will be provided to the Customer by direct telephone communications or automatic signal, as mutually agreed. The Customer will hold the City harmless in connection with its response to notification.

DETERMINATION OF ENERGY

The kWh of energy shall be the sum of all energy used during the current billing month as indicated by watt-hour meter readings.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer=s power requirements is less than 90 percent, the City may correct the integrated demand in kilowatts for that month by multiplying by 90 percent and dividing by the average power factor in percent for that month.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum original term of one (1) year, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter, by giving at least sixty (60) days prior notice of such termination in writing; but the City may require a contract for a longer original term of years where the requirement is justified by the circumstances.

SALES TAX

Applicable North Carolina sales tax shall be added to the customer's total charges for each month, determined in accordance with the above electric rates.

Effective for service as rendered after July 1, 2003.

Adopted this the 3rd day of June, 2003

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE # 2003.28

City of Newton
Coincident Peak Rate - 98 - 3
Electric Rate Schedule CP-98-3

Revised June 3 , 2003

AVAILABILITY

Available only to new industrial loads which begin receiving service after July 1, 1998. The demand of the new load must equal or exceed 3000 kW during at least three months of a twelve month period.

Service under this Schedule shall be used solely by the contracting customer in a single enterprise, located entirely on a single contiguous site or premises.

This Schedule is not available for auxiliary or breakdown service and power delivered hereunder shall not be used for resale or exchange or in parallel with other electric power, or as a substitute for power contracted for or which may be contracted for under any other schedule of the City, except at the option of the City, under special terms and conditions expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary rights-of-ways, privileges, franchises, and permits for the delivery of such power, and the City shall not be liable to any customer or applicant for power in the event the City is delayed in, or is prevented from furnishing the power by its failure to secure and retain such rights-of-way, rights, privileges, franchises, and/or permits.

TYPE OF SERVICE

The City will furnish 60 Hertz service through one meter, at one delivery point, at one of the following approximate voltages where available:

Single-phase, 120/240 volts; or
3 phase, 208Y/120 volts, 480Y/277 volts; or
3 phase, 3 wire, 240, 480, 575, or 2400 volts, or
3 phase 4160Y/2400, 12470Y/7200, or
3 phase voltages other than the foregoing, but only at the City=s option, and provided that the size of the Customer=s load and the duration of the Customer=s contract warrants a substation solely to serve that Customer, and further provided that the Customer furnish suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the city=s specifications.

The type of service supplied will depend upon the voltage available at or near the Customer=s location. Prospective customers should ascertain the available voltage by inquiry at the office of the City before purchasing equipment.

Motors of less than 5 HP may be single-phase. All motors of more than 5 HP must be equipped with starting compensators and all motors of more than 25 HP must be of the slip ring type except that the City reserves the right, when in its opinion the installation would not be detrimental to the service of the City, to permit other types of motors.

MONTHLY RATE

A.	Basic Facilities Charge	\$265.00
B.	Demand Charge:	
	Monthly CP Demand	
	Summer (June-Sept.)	\$ 16.88 per kW
	Winter (Oct.-May)	\$ 2.64 per kW
C.	Energy Charges	
	First 438 kWh per CP-KW of Billing Demand	\$0.03373 per kWh
	All remaining kWh	\$0.03093 per kWh

DEFINITION OF AMONTH@

The term month as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing, such readings being taken once a month.

DETERMINATION OF BILLING DEMAND

Billing Demand:

Billing Demand shall be the average of the integrated clock hour kW demands measured during the hours of the On-Peak Period on the day identified as the Peak Management Day used by the North Carolina Power Municipal Power Agency Number 1 (NCMPA1) for wholesale billing purposes during the corresponding month of Customer=s billing.

On-Peak Periods:

On- peak periods are non-holiday weekdays during the following times:

June-September	2pm-6pm
December-February	7am-9am
All other months	7am-9am and 2pm-6pm

Holidays:

The following days of each calendar year are considered holidays: New Years Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday following Thanksgiving Day, and Christmas Day. In the event that any of the foregoing Holidays falls on a Saturday, the preceding Friday shall be deemed to be the Holiday. In the event any of the foregoing Holidays falls on a Sunday, the following Monday shall be deemed to be the Holiday.

Peak Management Days:

Peak Management Days are the days on which NCMPA1 notifies its Participants to activate

their peak management programs during On-Peak periods. The Peak Management Day used to establish the city=s wholesale billing demand is the one Peak Management Day during the month on which NCMPA1 experienced the greatest average load (determined as the average of NCMPA1=s integrated hourly loads during the hours of the On-Peak Period).

MINIMUM BILL

The minimum bill shall be the bill calculated on the Rate above including the Basic Facilities Charge, Demand Charge, and Energy Charge, but the bill shall not be less than the amount determined as shown below:

Monthly Minimum Bill

\$1.67 per KW per month of Contract Demand

If the Customer=s measured demand exceeds the Contract Demand, the City may, at any time, establish the minimum based on the maximum integrated demand in the previous 12 months including the month for which the bill is rendered, instead of the Contract Demand.

EXCESS DEMAND

Excess demand shall be the difference between the maximum integrated clock hour kW demand recorded during the current billing month and the Billing Demand for the same billing month.

NOTIFICATION BY CITY

The City will use diligent efforts to provide advance notice to the Customer of Peak Management Days if requested. However, the City does not guarantee that advance notice will be provided. Notification by the City will be provided to the Customer by direct telephone communications or automatic signal, as mutually agreed. The Customer will hold the City harmless in connection with its response to notification.

DETERMINATION OF ENERGY

The kWh of energy shall be the sum of all energy used during the current billing month as indicated by watt-hour meter readings.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer=s power requirements is less than 90 percent, the City may correct the integrated demand in kilowatts for that month by multiplying by 90 percent and dividing by the average power factor in percent for that month.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum original term of one (1) year, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter, by giving at least sixty (60) days prior notice of such termination in writing; but the City may require a contract for a longer original term of years where the requirement is justified by the circumstances.

SALES TAX

Applicable North Carolina sales tax shall be added to the customer's total charges for each month, determined in accordance with the above electric rates.

Effective for service as rendered after July 1, 2003.

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE # 2003.25

City of Newton
Customer Loadside Generation Rate
Electric Rate Schedule CLG-1

Revised June 3, 2003

Availability:

Available only to new commercial or industrial loads which begin receiving service after January 1, 1999. The demand of the new load must equal or exceed 1000 kW at least three months of a twelve month period, and the customer must have signed an Agreement for the City to install a generator on its service under the City's customer loadside generation program.

Service under this Schedule shall be used solely by the contracting customer in a single enterprise, located entirely on a single contiguous site or premises.

This Schedule is not available for auxiliary or breakdown service and power delivered hereunder shall not be used for resale or exchange or in parallel with other electric power, or as a substitute for power contracted for or which may be contracted for under any other schedule of the City, except at the option of the City, under special terms and conditions expressed in writing in the contract with the Customer.

The obligations of the City in regard to supplying power are dependent upon its securing and retaining all necessary rights-of-ways, privileges, franchises, and permits for the delivery of such power, and the City shall not be liable to any customer or applicant for power in the event the City is delayed in, or is prevented from furnishing the power by its failure to secure and retain such rights-of-way, rights, privileges, franchises, and/or permits.

TYPE OF SERVICE

The City will furnish 60-Hertz service through one meter, at one delivery point, at one of the following approximate voltages where available:

3 phase, 208Y/120 volts, 480Y/277 volts; or
3 phase, 3 wire, 240, 480, or 2400 volts, or
3 phase 4160Y/2400, 12470Y/7200, or
3 phase voltages other than the foregoing, but only at the City's option, and provided that the size of the Customer's load and the duration of the Customer's contract warrants a substation solely to serve that Customer, and further provided that the Customer furnish suitable outdoor space on the premises to accommodate a ground-type transformer installation, or substation, or a transformer vault built in accordance with the city's specifications, and a generator module and switchgear, if separate from the module.

The type of service supplied will depend upon the voltage available at or near the Customer's location. Prospective customers should ascertain the available voltage by inquiry at the office of the City before purchasing equipment.

Motors of less than 5 HP may be single-phase. All motors of more than 5

HP must be equipped with starting compensators and all motors of more than 25 HP must be of the slip ring type except that the City reserves the right, when in its opinion the installation would not be detrimental to the service of the City, to permit other types of motors.

MONTHLY RATE

A. Basic Facilities Charge	No Charge
B. Demand Charge:	No Charge
C. Energy Charges	
First 330 kWh per kW of Billing Demand	.04878 per kWh
All remaining kWh	.02699 per kWh

DEFINITION OF MONTH

The term month as used in the Schedule means the period intervening between meter readings for the purposes of monthly billing, such readings being taken once a month.

DETERMINATION OF BILLING DEMAND

Billing demand shall be the maximum fifteen (15) minute integrated kW demand measured during the corresponding month of the customer=s billing, but not less than 500kW.

DETERMINATION OF ENERGY

The kWh of energy shall be the sum of all energy used during the current billing month as indicated by watt-hour meter readings.

POWER FACTOR CORRECTION

When the average monthly power factor of the Customer=s power requirements is less than 90 percent, the City may require the customer to make additions or improvements to its system to achieve a power factor of 90 percent. If the customer fails to improve its power factor to 90 percent within six months of the city=s request to do so, the city may, at its option, make additions to its system to correct for the customer=s low power factor and add an extra facilities charge to the customer=s monthly bill equal to 1.7 percent of the cost of such additions.

CONTRACT PERIOD

Each customer shall enter into a contract to purchase electricity from the City for a minimum original term of five (5) years, and thereafter from year to year upon the condition that either party can terminate the contract at the end of the original term, or at any time thereafter, by giving at least ninety (90) days prior notice of such termination in writing; but the City may require a contract for a longer original term of years where the requirement is justified by the circumstances.

SALES TAX

Applicable North Carolina sales tax shall be added to the customer's total charges for each month, determined in accordance with the above electric rates.

Effective for all billing rendered after July 1, 2003.

Adopted this the 3rd day of June, 2003.

Wayne Dellinger, Mayor

Attest:

Rita K. Williams, City Clerk

ORDINANCE #2002.24

Original Commercial/industrial ED Rate
No. 1
Sheet 1 of 4

CITY OF NEWTON
ELECTRIC RATE SCHEDULE
COMMERCIAL/INDUSTRIAL ECONOMIC DEVELOPMENT (ED) RATE NO. 1

Revised June 3, 2003

APPLICABILITY

This Commercial/Industrial Economic Development (ED) Rate is applicable to Customer load which would be eligible for service under City rate schedules for commercial or industrial customers and which meets the following requirements:

- 1) Load to be served under the ED Rate must equal or exceed 300kW maximum annual peak demand,
- 2) Customer must have a monthly average noncoincident peak (NCP) load factor of at least 40 percent when averaged over a 12-month period,
- 3) Load to be served under the ED Rate must not have been served by the City or any North Carolina Municipal Power Agency Number 1 (NCMPA 1) Participant prior to the date on which service of this load under the ED Rate (and associated Service Agreement) is to commence,
- 4) Load to be served under the ED Rate must be metered separately from Customer load receiving service under other City rate schedules, and
- 5) Customer shall have entered into a Service Agreement with City for service under the ED Rate (AED Rate Service Agreement®) prior to the date on which such service is to commence; and
- 6) Load must not be a municipal load.

For purposes of determining Customer's initial eligibility for service under the ED Rate, the load served and the load factor will be based on reasonable projections covering a 12-month period which is expected to be representative of Customer's normal annual load pattern. Thereafter, Customer's eligibility for continued service under the ED Rate will be determined in accordance with metered usage, as described below under the heading "Availability."

DEFINITION OF CONTRACT PERIOD

In order to be eligible for service under the ED Rate, Customer shall have entered into an ED Rate Service Agreement with City. The ED Rate Service Agreement shall obligate Customer to purchase electricity from the City for a minimum period of seven (7) years, such period to begin on the first day of the month after that in which permanent electric service is supplied to Customer. During the term of such ED Rate Service Agreement, Customer shall be entitled to receive service under the then-effective ED Rate Schedule for the load subject to the ED Rate Service Agreement, provided that the Customer maintains its eligibility to receive service under the ED Rate by satisfying the requirements stated below under the heading "Availability.®"

AVAILABILITY

If Customer has satisfied the eligibility requirements set forth under the heading 'Applicability,' Customer shall be entitled to receive service under this ED Rate for an initial period of two (2) years without regard to the level of

Customer's actual usage of electricity. In any year after such initial two-year period, Customer's eligibility to receive service under the ED Rate schedule shall be dependent upon Customer having purchased from the City a minimum quantity of 1,000,000 kWh in the immediately preceding calendar year. If City

Customer's cumulative usage shall have fallen below 1,000,000 kWh during the preceding calendar year, (I) Customer's eligibility to receive service under the ED Rate shall thereafter be terminated, and (ii) beginning in the first month after such loss of eligibility is determined and for the remaining term of Customer's ED Rate Service Agreement, Customer shall be served by City under City's retail rate schedule for commercial or industrial service, as applicable to Customer's load. Customer's loss of eligibility to receive service under the ED Rate shall not affect Customer's obligation to purchase electric service from City for the remaining term of the ED Rate Service Agreement for the Customer load subject to that Agreement.

If a change in the ownership of Customer's facilities occurs after Customer has contracted for service under this ED Rate schedule, the successor customer may receive service under this ED Rate for the remaining term of Customer's ED Rate Service Agreement, provided that (I) successor satisfies the eligibility requirements set forth in the foregoing paragraph, (ii) Customer assigns to its successor, through the execution of a legally binding instrument, all rights and obligations under Customer's ED Rate Service Agreement, and (iii) City consents to such assignment.

DEMAND AND ENERGY CHARGES

MONTHLY RATE

Base Rate

Basic Facilities Charge

\$265.00

Demand Charges:

All Years - On- Peak Demand - June-Sept.

\$ 15.91/kW

Years 1,2,3 - Noncoincident Peak Demand - Not Applicable

\$0.00/kW

Year 4 - Noncoincident Peak Demand - June - Sep.

\$6.35/kW

Year 5 - Noncoincident Peak Demand - May - Oct.

\$6.35/kW

Year 6 - Noncoincident Peak Demand - Mar. - Nov.

\$6.35/kW

Year 7 - Noncoincident Peak Demand - Jan. - Dec.

\$6.35/kW

Energy Charges:

First 250,000 kWh

.0371/kWh

All Additional kWh

.0341/kWh

DETERMINATION OF ON-PEAK DEMAND

On-Peak Demand shall be the average of the integrated clock hour kW demands measured during the hours of the On-Peak Period on the day identified as the Peak Management Day used by the North Carolina Municipal Power Agency Number 1 (NCMPA1) for wholesale billing purposes during the corresponding month of Customer's billing.

On-Peak Periods

On-peak periods are non-holiday weekdays during the following times:

June-September	2pm-6pm
December-February	7am-9am
All other months	7am-9am and 2pm-6pm

Peak Management Days

Peak Management Days are those days on which NCPMA 1 notifies its Participants to activate their peak management programs during On-Peak periods. The Peak Management Day used for in calculating the credit above shall correspond to the one Peak Management Day used by NCPMA 1 for wholesale billing.

Holidays

The following days of each calendar year are considered holidays: New Years Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday following Thanksgiving Day, and Christmas Day. In the event that any of the foregoing Holidays falls on a Saturday, the preceding Friday shall be deemed to be the Holiday. In the event any of the foregoing Holidays falls on a Sunday, the following Monday shall be deemed to be the Holiday.

DETERMINATION OF NONCOINCIDENT DEMAND

Noncoincident Peak (NCP) Demand shall be the highest 30-minute demand recorded during the current billing month.

DETERMINATION OF ENERGY

The billing energy shall be the total kWh of energy provided by the City during the current billing cycle.

NOTIFICATION BY THE CITY

City will use diligent efforts to predict when the coincident peak will occur for the months of June through September and will use its best efforts to notify Customer in advance. Notwithstanding the foregoing, City offers no warranty or assurance as to the accuracy of its prediction, nor does City guarantee that notice to Customer will be provided. Notification by City will be provided to Customer by direct telephone communications or automatic signal, as mutually agreed. Customer will indemnify City and hold City harmless against any damage, claim, loss or liability arising in connection with City's prediction of the peak period, notification to Customer thereof, and/or Customer's response to any such notification.

POWER FACTOR CORRECTION

Where the power factor of the Customer's installation is less than 85 percent, the City may correct the integrated demand in kilowatts for that month by multiplying by 85 percent and dividing by the average power factor in percent for that month.

METERING

Metering equipment necessary to provide hourly load measurements and any other data required to meter Customer under this schedule will be furnished, owned, installed, and maintained by City. Customer will provide reasonable access to City personnel to permit inspection, maintenance and/or replacement of such metering equipment.

RATES

The rates contained in this schedule may be amended from time to time as approved by the Board of Aldermen.

SALES TAX

Any applicable North Carolina state or local sales tax will be added to the above rates.

Effective for all billing rendered after July 1, 2003.

Adopted: June 3, 2003

Attest:

Rita K. Williams, City Clerk